

रजिस्ट्री सं० डी०एल०-33004/2003

REGISTERED NO. DL-33004/2003



# भारत का राजपत्र The Gazette of India

असाधारण

EXTRAORDINARY

भाग II — खण्ड 2

PART II — Section 2

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं० 22]

नई दिल्ली, शुक्रवार, मई 2, 2003 / वैशाख 12, 1925

No. 22]

NEW DELHI, FRIDAY, MAY 2, 2003 / VAISAKHA 12, 1925

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation.

## RAJYA SABHA

The following Bill was introduced in the Rajya Sabha on the 2nd May, 2003:—

BILL NO. XXXVII OF 2003

*A Bill further to amend the Railways Act, 1989.*

BE it enacted by Parliament in the Fifty-fourth Year of the Republic of India as follows:—

1. (1) This Act may be called the Railway (Amendment) Act, 2003.

Short title and  
commence-  
ment.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

24 of 1989.

2. In section 137 of the Railways Act, 1989 (hereinafter referred to as the principal Act), in sub-section (3), for the words “fifty rupees”, the words “two hundred and fifty rupees” shall be substituted.

Amendment  
of section  
137.

3. In section 138 of the principal Act, in sub-section (3), for the words “fifty rupees”, the words “two hundred and fifty rupees” shall be substituted.

Amendment  
of section  
138.

### STATEMENT OF OBJECTS AND REASONS

Section 137 and section 138 of the Railways Act, 1989 provides for penalty in respect of fraudulently travelling or attempt to travel without proper pass or ticket and levy of excess charge and fare for such travelling or attempt to travel or travel beyond authorised distance. At present, sub-section (3) of section 137 provides that the excess charge referred to in sub-section (2) shall be a sum equal to the ordinary single fare referred to in that sub-section or fifty rupees, whichever is more. Similarly, sub-section (3) of section 138 provides that the excess charge shall be a sum equal to the amount payable under sub-section (1) or sub-section (2), as the case may be, or fifty rupees, whichever is more with a proviso that if the passenger has with him a certificate granted under sub-section (2) of section 55, no excess charge shall be payable.

2. The Minister of Railways during his speech while presenting the Railway Budget in the Parliament on the 25th day of February, 1999, had proposed to increase the minimum penalty for ticketless travel specified in sub-section (3) of section 137 and sub-section (3) of section 138 from fifty rupees to two hundred and fifty rupees which was expected to minimise the inconvenience to the genuine passengers by deterring ticketless or irregular travellers.

3. In order to ensure fulfilment of the assurance given to the Parliament and also to make existing provisions more effective, it is necessary that the provisions relating to penalty should be made more stringent. It is, therefore, proposed to amend sub-section (3) of section 137 and sub-section (3) of section 138 of the Railways Act, 1989 so as to provide for raising penalty from fifty rupees to two hundred and fifty rupees.

4. The Bill seeks to achieve the above objects.

NITISH KUMAR.

YOGENDRA NARAIN,  
*Secretary-General.*